

FILED

MAY 05 2014

N.J. BOARD OF NURSING

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF

Carol Jesuncosky, R.N.
LICENSE NO. 26NO06710500

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

ADMINISTRATIVE ACTION

CONSENT ORDER

The New Jersey State Board of Nursing is charged with the duty and responsibility of regulating the practice of nursing in the State of New Jersey pursuant to the Nurse Practice Act, N.J.S.A. 45:11-23 et seq. and regulations set forth in N.J.A.C. 13:37-14.1 et seq.

Pursuant to N.J.S.A. 45:11-23, all homemaker-home health aides ("CHHA") are required to be certified by the Board as they are performing nursing tasks delegated by a licensed registered professional nurse. N.J.A.C. 13:37-6.2 requires that the registered professional nurse shall be responsible for exercising that degree of judgment and knowledge reasonably expected to assure that a proper delegation has been made including that a registered professional nurse may not delegate the performance of a nursing task to persons who have not been adequately prepared by verifiable training and education.

Carol Jesuncosky ("Respondent") holds New Jersey license 26NO06710500 as a Registered Nurse with the Board. Respondent was employed by Gray D. Services, d/b/a Homewatch Caregivers, in Haddon Township, New Jersey as the Nursing Supervisor from approximately 2009 until 2013. Respondent asserts that she did not know, nor did Homewatch have her permission, to list on any registration documents that she was a Nursing Supervisor. However, given that Respondent was the only nurse employed by the agency, the Board of Nursing has found that the Respondent was the de facto Nursing Supervisor.

Through its investigation, the Board has determined that while serving as the de facto Nursing Supervisor for Homewatch Caregivers, Respondent engaged in multiple violations of N.J.A.C. 13:37-6.2.

Given the above, the Board finds that Respondent has violated the statutes and/or regulations governing the practice of nursing pursuant to N.J.S.A. 45:1-21(h).

The parties being desirous of resolving this matter, without any admissions of wrongdoing, and the Board, being satisfied that entry of the within Order obviates the need for formal proceedings, and being further satisfied that the within disposition is adequately protective of the public health, safety and welfare, and for good cause shown

IT IS, therefore, ON THIS ^{5th}~~21~~ day of ^{May}~~March~~, 2014, ORDERED and AGREED that:

1. Respondent is hereby reprimanded for violating the statutes and/or regulations governing the practice of nursing while employed with Gray D. Services, d/b/a Homewatch Caregivers.
2. Respondent is assessed an aggregate civil penalty of \$3,500 pursuant to N.J.S.A. 45:1-25 for the violations described herein. Payment shall be made by money order or other

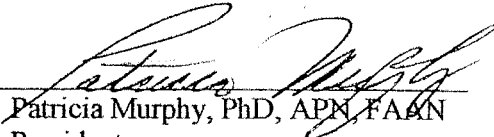
certified funds payable to the Treasurer, State of New Jersey, and forwarded to the attention of George Hebert, Executive Director of the Board of Nursing, 124 Halsey Street, 6th Floor, P.O. Box 45027, Newark, NJ 07101.

3. Respondent shall reimburse the Board's investigative costs and fees totaling \$7,406.32 pursuant to N.J.S.A. 45:1-25(d). The payment of said costs and fees shall be suspended provided that Respondent complies with the terms of this Consent Order and the rules and regulations governing the practice of nursing in the State of New Jersey.

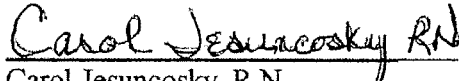
4. The Board shall retain jurisdiction to enforce the terms of this Order. Upon receipt of any reliable information indicating that Respondent has violated any term of this Order, the Board reserves the right to bring further disciplinary action.

NEW JERSEY STATE BOARD OF NURSING

By:

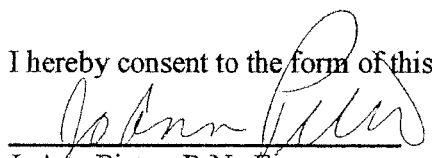

Patricia Murphy, PhD, APN, FAAN
President

I have read and understood the within Order and agree to be bound by its terms.


Carol Jesuncosky, R.N.

3-21-2014
Date

I hereby consent to the form of this Order.


JoAnn Pietro, R.N., Esq.
Counsel to Carol Jesuncosky, R.N.

3-25-2014
Date